



General Assembly

February Session, 2002

Amendment

LCO No. 3509

SB0038303509HD0

Offered by:

REP. FLAHERTY, 8th Dist.

REP. BEALS, 88th Dist.

To: Subst. Senate Bill No. 383

File No. 326

Cal. No. 350

(As Amended by Senate Amendment Schedule "A")

"AN ACT CONCERNING QUASI-PUBLIC AGENCIES."

1 After the last section, insert the following:

2 "Sec. 17. Subsection (a) of section 22a-266 of the general statutes is
3 repealed and the following is substituted in lieu thereof (*Effective from*
4 *passage*):

5 (a) To accomplish the purposes of this chapter, the authority shall
6 have power to:

7 (1) Own, manage and use real property or any interest therein;

8 (2) Determine the location and character of any project to be
9 developed under the provisions of this chapter, subject to applicable
10 statutes and regulations and the requirements of the state-wide solid
11 waste management plan;

12 (3) Purchase, receive by gift or otherwise, lease, exchange, or
13 otherwise acquire and construct, reconstruct, improve, maintain, equip
14 and furnish such waste management projects as are called for by the
15 state solid waste management plan;

16 (4) Sell or lease to any person, all or any portion of a waste
17 management project, for such consideration and upon such terms as
18 the authority may determine to be reasonable;

19 (5) Mortgage or otherwise encumber all or any portion of a project
20 whenever, in the opinion of the authority, such action is deemed to be
21 in furtherance of the purposes of this chapter;

22 (6) Grant options to purchase, or to renew a lease for, any authority
23 waste management project on such terms as the authority may
24 determine to be reasonable;

25 (7) Acquire, by purchase, gift, transfer, or by condemnation for
26 public purposes, and manage and operate, hold and dispose of real
27 property and, subject to agreements with lessors or lessees, develop or
28 alter such property by making improvements and betterments with the
29 purpose of enhancing the value and usefulness of such property;

30 (8) Make plans, surveys, studies and investigations necessary or
31 desirable, in conformity with the state plan and with due consideration
32 for local or regional plans, to carry out authority functions with respect
33 to the acquisition, use and development of real property and the
34 design and construction of systems and facilities;

35 (9) Make short and long range plans, consistent with the provisions
36 of the state solid waste management plan, for the processing and
37 transportation of solid wastes and recovered resources by authority-
38 owned facilities;

39 (10) Design or provide for the design of solid waste management
40 facilities including design for the alteration, reconstruction,
41 improvement, enlargement or extension of existing facilities;

42 (11) Construct, erect, build, acquire, alter, reconstruct, improve,
43 enlarge or extend waste management projects including provision for
44 the inspection and supervision thereof and the engineering,
45 architectural, legal, fiscal and economic investigations and studies,
46 surveys, designs, plans, working drawings, specifications, procedures
47 and any other actions incidental thereto;

48 (12) Own, operate and maintain waste management projects and
49 make provision for their management and for the manufacturing,
50 processing and transportation operations necessary to derive
51 recovered resources from solid waste, and contracting for the sale of
52 such;

53 (13) Enter upon lands and waters, as may be necessary, to make
54 surveys, soundings, borings and examinations in order to accomplish
55 the purposes of this chapter;

56 (14) Contract with municipal and regional authorities and state
57 agencies to provide waste management services in accordance with the
58 provisions of section 22a-275 and to plan, design, construct, manage,
59 operate and maintain solid waste disposal and processing facilities on
60 their behalf;

61 (15) Design and construct improvements or alterations on properties
62 which it owns or which it operates by contract on behalf of municipal
63 or regional authorities, including the restoration of terminated dumps
64 and landfills to beneficial public or private use;

65 (16) Contract for services in the performance of architectural and
66 engineering design, the supervision of design and construction, system
67 management and facility management; for such professional or
68 technical services as are specified in subdivision (3) of section 22a-265;
69 and for such other professional or technical services as may require
70 either prequalification of a contractor or the submission by any
71 individual, firm or consortium or association of individuals or firms of
72 a proposal in response to an official request for proposal or similar
73 written communication of the authority, whenever such services are, in

74 the discretion of the authority, deemed necessary, desirable or
75 convenient in carrying out the purposes of the authority;

76 (17) Contract for the construction of solid waste facilities with
77 private persons or firms, or consortia of such persons or firms,
78 pursuant to applicable provisions of this chapter, the requirements of
79 applicable regulations and the state plan and in accordance with such
80 specifications, terms and conditions as the authority may deem
81 necessary or advisable;

82 [(18) Assist in the development of industries and commercial
83 enterprises and the planning, design, construction, financing,
84 management, ownership, operation and maintenance of systems,
85 facilities and technology within the state based upon or related to
86 resources recovery, recycling, reuse, treatment, processing or disposal
87 of solid waste provided any net revenue to the authority from
88 activities, contracts, products or processes undertaken pursuant to this
89 subdivision shall be distributed so as to reduce the costs of other
90 authority services to the users thereof on a pro rata basis proportionate
91 to costs paid by such users;]

92 [(19)] (18) Act as an electric aggregator pursuant to public act 98-28*
93 provided any net revenue to the authority from activities, contracts,
94 products or processes undertaken pursuant to this subdivision shall be
95 distributed so as to reduce the costs of other authority services to the
96 users thereof on a pro rata basis proportionate to costs paid by such
97 users.

98 Sec. 18. Subdivision (2) of subsection (a) of section 22a-262 of the
99 general statutes is repealed and the following is substituted in lieu
100 thereof (*Effective from passage*):

101 (2) The provision of solid waste management services to
102 municipalities, regions and persons within the state by receiving solid
103 wastes at authority facilities, pursuant to contracts between the
104 authority and such municipalities, regions and persons; the recovery of
105 resources and resource values from such solid wastes; and the

106 production from such services and resources recovery operations of
107 revenues sufficient to provide for the support of the authority and its
108 operations on a self-sustaining basis, with due allowance for the
109 redistribution of any surplus revenues to reduce the costs of authority
110 services to the users thereof provided such surplus revenues shall
111 include any net revenue from activities undertaken pursuant to
112 [subdivisions (18) and (19)] subdivision (18) of subsection (a) of section
113 22a-266, as amended by this act, and subdivision (8) of section 22a-267,
114 as amended."